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Appointments.

PROVINCIAL SECRETARY'S OFFICE,
28th June, 1881.

HIS HONOUR the Lieutenant-Governor has been pleased to appoint FREDERICK SOUES, Esq., Government Agent, Clinton, to be a Gold Commissioner for the District of Clinton as defined in the "Judicial District Act, 1879."

Proclamations.

[L.S.] A. N. RICHARDS.
CANADA.

PROVINCE OF BRITISH COLUMBIA.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

To Our faithful the Members elected to serve in the Legislative Assembly of Our Province of British Columbia, and summoned and called to a meeting of the Legislature or Parliament of Our said Province, at Our City of Victoria, on Monday, the Twenty-third day of May instant, to have been commenced and held, and every of you—GREETING.

A PROCLAMATION.

Geo. A. WALKEM, } WHEREAS the meeting of Attorney-General. } by Section 5 of the "Judicial District Act, 1879," that the said Act shall come into force on such day as shall be fixed in a Proclamation by the Lieutenant-Governor:

And whereas Our said Lieutenant-Governor has been pleased to appoint the TWENTY-SEVENTH day of JUNE, one thousand eight hundred and eighty-one, as the day on which the said Act shall come into force.

NOW KNOW YE that, in pursuance thereof, We do hereby fix and proclaim the said TWENTY-SEVENTH day of JUNE, one thousand eight hundred and eighty-one, as the day on which the said "Judicial District Act, 1879," shall come into force.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Public Seal of the said Province to be hereunto affixed: WITNESS, the Honourable ALBERT NORTON RICHARDS, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria in Our said Province, this Ninth day of June, in the year of Our Lord one thousand eight hundred and eighty-one, and in the forty-fourth year of Our Reign.

By Command.

T. B. HUMPHREYS,
Provincial Secretary.

[L. S.] A. N. RICHARDS.
CANADA.

PROVINCE OF BRITISH COLUMBIA.

VICTORIA, by the Grace of God of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

To all to whom these presents shall come—GREETING.

A PROCLAMATION.

GEO. A. WALKEM, } WHEREAS it is enacted Attorney General. } in the thirty-fourth section of the "Local Administration of Justice Act, 1881," that the said Act shall come into force on a day named in a Proclamation of the Lieutenant-Governor to that effect, published in the Government Gazette, and not before, except Sections thirty, thirty-one, thirty-two, and thirty-three of the said Act, which should come into force on the passing thereof:

And whereas the said Lieutenant-Governor has been pleased to name the TWENTY-EIGHTH day of JUNE, one thousand eight hundred and eighty-one, as the day on which the said Act shall come into force, except the said Sections thirty, thirty-one, thirty-two, and thirty-three already in force.

NOW KNOW YE therefore, that, in pursuance thereof, We do hereby name and proclaim the said TWENTY-EIGHTH day of JUNE, one thousand eight hundred and eighty-one, as the day on which the said "Local Administration of Justice Act, 1881," shall come into force, except the thirtieth, thirty-first, thirty-second, and thirty-third Sections thereof already in force.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made patent, and the Public Seal of the said Province to be hereunto affixed: WITNESS the Honourable ALBERT NORTON RICHARDS, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province, this Ninth day of June, in the year of Our Lord One thousand eight hundred and eighty-one, and in the forty-fourth year of Our Reign.

By Command.

T. B. HUMPHREYS,
Provincial Secretary.

[L. S.] A. N. RICHARDS.
CANADA.

PROVINCE OF BRITISH COLUMBIA.

VICTORIA, by the Grace of God of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

To all to whom these presents shall come—GREETING.

A PROCLAMATION.

GEO. A. WALKEM, } WHEREAS it is enacted in Attorney-General. } the eighth section of the "Sheriffs and Registrars Act, 1880," that sections one, two, four, five, and seven of the said Act shall come into force on a day named in a Proclamation of the Lieutenant-Governor to that effect inserted in the Government Gazette, and not before:

And whereas the said Lieutenant-Governor has been pleased to name the twenty-ninth day of June, one thousand eight hundred and eighty-one, as the day on which the said sections of the said Act shall come into force:

NOW KNOW YE, therefore, that in pursuance thereof We do hereby name and proclaim the said twenty-ninth day of June, one thousand eight hundred and eighty-one, as the day on which the said sections one, two, four, five, and seven of the said "Sheriffs and Registrars Act, 1880," shall come into force.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made patent, and the Public Seal of the said Province to be hereunto affixed: WITNESS the Honourable ALBERT NORTON RICHARDS, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province, this twenty-fourth day of June, in the year of Our Lord one thousand eight hundred and eighty-one, and in the forty-fifth year of Our Reign.

By Command.

T. ELWYN,
Deputy Provincial Secretary.

[L. S.] A. N. RICHARDS.
CANADA.

PROVINCE OF BRITISH COLUMBIA.

VICTORIA, by the Grace of God of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

To all to whom these presents shall come—GREETING.

A PROCLAMATION.

GEO. A. WALKEM, } WHEREAS it is provided Attorney-General. } by section one of the "County Courts Extension Act, 1873," that "the Mining Court constituted under the 'Gold Mining Ordinance, 1867,' shall be and is hereby merged in the County Court; and every County Court Judge of British Columbia shall have and be possessed of the same jurisdiction, powers, and authorities as those had and exercised by the Gold Commissioners appointed, acting, and presiding as Judges of the said Mining Court, and all proceedings thereunder shall be had and taken in accordance with the provisions of the 'Gold Mining Ordinance, 1867,' and the 'Gold Mining Amendment Act, 1872':"

And whereas a proviso is inserted in the said "County Courts Extension Act, 1873," that the Act shall only have full force and effect in such portions of the Province as the Lieutenant-Governor in Council might, from time to time, by Proclamation order:

And whereas it is expedient that the said Act should have full force and effect in that portion of the Province known as the Clinton Judicial District, as defined in the "Judicial District Act, 1879:"

NOW KNOW YE that We do order and proclaim that the "County Courts Extension Act, 1873," shall, from and after the twenty-eighth day of June, one thousand eight hundred and eighty one, have full force and effect in that portion of the Province known as the Clinton Judicial District, as defined in the "Judicial District Act, 1879."

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made patent, and the Public Seal of the said Province to be hereunto affixed: WITNESS the Honourable ALBERT NORTON RICHARDS, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province, this twenty-fourth day of June, in the year of Our Lord One thousand eight hundred and eighty-one, and in the forty-fifth year of Our Reign.

By Command.

T. ELWYN,
Deputy Provincial Secretary.

[L. S.] A. N. RICHARDS.
CANADA.

PROVINCE OF BRITISH COLUMBIA.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

To all to whom these presents shall come—GREETING.

A PROCLAMATION.

GEO. A. WALKEM, } WHEREAS it is provided Attorney-General. } by Section 11 of the "Provincial Revenue Tax Act, 1881," that the said Act shall come into force on such day as shall be fixed in a Proclamation by the Lieutenant-Governor:

And whereas Our said Lieutenant-Governor has been pleased to name the SECOND day of JULY, one thousand eight hundred and eighty-one, as the day on which the said Act shall come into force.

NOW KNOW YE, that in pursuance thereof, We do hereby proclaim the said SECOND day of JULY, one thousand eight hundred and eighty-one, as the day on which the said "Provincial Revenue Tax Act, 1881," shall come into force.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Public Seal of the said Province to be hereunto affixed: WITNESS the Honourable ALBERT NORTON RICHARDS, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province, this Ninth day of June, in the year of Our Lord one thousand eight hundred and eighty-one, and in the forty-fourth year of Our Reign.

By Command.

T. B. HUMPHREYS,
Provincial Secretary.

Government Notices.

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Honour the Lieutenant-Governor, on the 6th June, 1881.

ON a Memorandum, dated the 6th day of June, 1881, from the Honourable the Attorney-General, recommending that the "Judicial District Act, 1879," be brought into force on Monday the twenty-seventh day of June, 1881, by Proclamation of His Honour the Lieutenant-Governor.

The Committee advise that the recommendation be approved.

Certified, T. B. HUMPHREYS,
Provincial Secretary and C. E. C.

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Honour the Lieutenant-Governor on the 6th June, 1881.

ON a Memorandum, dated the sixth day of June, 1881, from the Honourable the Attorney-General, recommending that the "Local Administration of Justice Act, 1881," be brought into force on Tuesday, the 28th of June, 1881, by Proclamation of His Honour the Lieutenant-Governor.

The Committee advise that the recommendation be approved.

Certified, T. B. HUMPHREYS,
Provincial Secretary and C. E. C.

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Honour the Lieutenant-Governor on the 9th May, 1881.

ON a Memorandum, dated 7th May, 1881, from the Minister of Finance, reporting that it is desirable that the day upon which it is intended to bring into operation the "Provincial Revenue Tax Act, 1881," should be settled, in order to give ample time to prepare forms and issue instructions, &c., to the various Revenue Officers throughout the Province, and recommending that the 2nd July, 1881, be the day named in the Proclamation when issued.

Certified, T. B. HUMPHREYS,
Provincial Secretary and C. E. C.

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Honour the Lieutenant-Governor on the 24th June, 1881.

UPON a Memorandum of the Honourable the Attorney-General, recommending that the "County Courts Extension Act, 1873," should be applied to the Clinton Judicial District, as defined in the "Judicial District Act, 1879," and that a Proclamation be issued ordering and proclaiming that the said County Courts Extension Act shall have full force and effect in the said Judicial District from and after the 28th day of June, A.D. 1881.

The Committee advise that the recommendation be approved.

Certified, T. B. HUMPHREYS,
Provincial Secretary and C. E. C.

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Honour the Lieutenant-Governor on the 24th June, 1881.

UPON a Memorandum of the Honourable the Attorney-General, dated the 23rd day of June, A.D. 1881, recommending that Sections one, two, four, five, and seven of the "Sheriffs and Registrars Act, 1880," be brought into force on Wednesday the 29th day of June, 1881, by Proclamation of His Honour the Lieutenant-Governor.

The Committee advise that the recommendation be approved.

Certified, T. B. HUMPHREYS,
Provincial Secretary and C. E. C.

NOTICE.

A COURT OF ASSIZE and of Nisi Prius and of Oyer and Terminer and General Gaol Delivery, will be held as follows:—

At Clinton, Thursday, 21st July, 1881.
, Kamloops, Thursday, 28th " "
, Yale, Monday, 25th " "
, New Westminster, Monday, 1st August, 1881.

By Command.

Victoria, B. C., T. B. HUMPHREYS.
25th June, 1881. Provincial Secretary.

REDEMPTION OF DEBENTURES

GOVERNMENT OF BRITISH COLUMBIA.

NOTICE IS HEREBY GIVEN, in accordance with 42 Victoria, Chapter 28, Statutes of British Columbia, that the following Debentures, issued under that Statute, will be redeemed at the Treasury, Victoria, British Columbia, on 10th July, 1881, namely:—

Numbers 76, 21, 65, 10, 67, 35, 44, 26, 54, 72, 87, 25, 31, 55, 88, 75, 70, 58, 13, 71, 83, 64, 89, 63, 60, 57, 38, 80, 47, 50, 34, 18, 36, 6, 69, 1, 39, 14, 27, 24.

JAMES JUDSON YOUNG.

Deputy Treasurer.

Treasury Victoria, 31st December, 1880.

I hereby certify, that on the 29th day of December, 1880, in the presence of J. Judson Young, Deputy Treasurer of the Province, the above written Debenture numbers were drawn by me from a total quantity of fifty-one Debenture numbers, in pursuance of Section Five of the above mentioned Statute.

Witness my hand and seal of office at Victoria, British Columbia, the day and year above written.

J. ROLAND HETT.
Notary Public.

NOTICE.

TO BRIDGE BUILDERS.

SEALED TENDERS, endorsed "Tender for Nanaimo River Bridge," will be received by the undersigned, up to noon of Saturday, July 9th next, for certain repairs to Nanaimo River Bridge.

Plans and Specifications can be seen, and blank forms of Tender and agreement to execute Bond can be obtained, at the Office of the Chief Commissioner of Lands and Works, Victoria, and at the Government Agent's Office, Nanaimo.

The lowest or any Tender not necessarily accepted.

GEO. A. WALKEM,
Chief Commr. of Lands & Works.

Lands and Works Dept.,
Victoria, 23rd June, 1881.

PUBLIC NOTICE.

TO CONTRACTORS.

SEALED TENDERS, endorsed "Tender for Cariboo Trunk Road" will be received by the undersigned up to 12 o'clock noon of Saturday, 30th July next, for the maintenance of any one or more of Six Sections into which the Yale-Cariboo Trunk Road is divided.

Specifications can be seen, and blank forms of Tender, agreement and bond can be obtained at the Office of the Government Agent at New Westminster, Yale, Lytton, Kamloops, Clinton, Barkerville, and at the Land Office, Victoria.

Each Tender must be accompanied by an agreement to execute a Bond, duly signed by the contractor himself and two other responsible residents of the Province, in a penal sum amounting to the contract price, for the faithful completion of the work.

No tender will be accepted unless accompanied by an agreement to execute a Bond as above.

The lowest or any Tender not necessarily accepted.

GEO. A. WALKEM,
Chief Commissioner of Lands and Works.

Lands and Works Department,
Victoria, June 27, 1881.

NOTICE TO PRE-EMPTORS.

NOTICE IS HEREBY GIVEN, in accordance with Section 1 of the "Land Amendment Act, 1879," that the purchase money, or balance of purchase money, for any Pre-emption or Pre-emption Purchase Claim, which has already been gazetted as surveyed, is payable at the Office of the Chief Commissioner of Lands and Works, or his Agent, in four equal annual instalments; and the third of such instalments will be due and payable on the 10th day of August next.

GEO. A. WALKEM,
Chief Commissioner of Lands and Works.

Lands and Works Department,
Victoria, May 10th, 1881.

Miscellaneous Notices.

QUALIFICATION AND REGISTRATION OF VOTERS ACT, 1876.

LILLOOET ELECTORAL DISTRICT.

NOTICE IS HEREBY GIVEN that in pursuance of sub-section *f* of Section 9 of the "Qualification and Registration of Voters Act, 1876," I shall, on Monday, the 1st day of August next, hold a Court of Revision, for the purpose of hearing and determining any or all objections against the retention of any names on the Register of Voters.

Such Court will be opened at 12 o'clock noon, at the Court House, Clinton.

F. SOUES,
Collector.

1st June, 1881.

QUALIFICATION AND REGISTRATION OF VOTERS ACT, 1876.

NANAIMO DISTRICT

NOTICE IS HEREBY GIVEN, in accordance with Clause 9, sub-section *f*, of the "Qualification and Registration of Voters Act, 1876," that I shall hold a Court of Revision for the District of Nanaimo, at the Court House, Nanaimo, on Monday, the 1st day of August, 1881, at 12 o'clock noon.

MARSHAL BRAY,
Nanaimo, June 3rd, 1881. Collector.

QUALIFICATION AND REGISTRATION OF VOTERS ACT, 1876.

VICTORIA CITY AND ESQUIMALT ELECTORAL DISTRICTS.

NOTICE IS HEREBY GIVEN that, in pursuance of sub-section *f*, of clause 9, of the "Qualification and Registration of Voters Act, 1876," I shall, on Monday, the 1st day of August next, hold a Court of Revision, for the purpose of hearing and determining any or all objections against the retention of any names on the Registers of Voters.

Such Court will be open at 12 o'clock noon, at the Court House, Bastion Street, Victoria.

EDWIN A. LEIGH,
Victoria, May 28th, 1881. Collector.

QUALIFICATION AND REGISTRATION OF VOTERS ACT, 1876.

NEW WESTMINSTER DISTRICT.

NOTICE is hereby given, in accordance with Clause 9, sub-section *f*, of the "Qualification and Registration of Voters Act, 1876," that I shall hold a Court of Revision for the District of New Westminster, at the Court House, New Westminster, on Monday, the 1st day of August, 1881, at 12 o'clock noon.

J. C. HUGHES,
New Westminster, May 12th, 1881. Collector.

QUALIFICATION AND REGISTRATION OF VOTERS ACT, 1876.

NEW WESTMINSTER CITY DISTRICT.

NOTICE is hereby given, in accordance with Clause 9, sub-section *f*, of the "Qualification and Registration of Voters Act, 1876," that I shall hold a Court of Revision for the District of New Westminster City, at the Court House, New Westminster, on Monday, the 1st day of August, 1881, at 12 o'clock noon.

J. C. HUGHES,
New Westminster, May 12th, 1881. Collector.

Qualification and Registration of Voters Act, 1876.

VICTORIA ELECTORAL DISTRICT.

NOTICE IS HEREBY GIVEN that, in pursuance of sub-section *f* of Section 9 of the "Qualification and Registration of Voters Act, 1876," I shall, on Monday, the 1st day of August next, hold a Court of Revision, for the purpose of hearing and determining any or all objections against the retention of any names on the Register of Voters.

Such Court will be open at 12 o'clock noon, at the "Royal Oak," Saanich Road.

SAMUEL ROBERTS,
Collector.

Qualification and Registration of Voters Act, 1876.

CARIBOO ELECTORAL DISTRICT.

NOTICE IS HEREBY GIVEN that, in pursuance of sub-section *f* of Section 9 of the "Qualification and Registration of Voters Act, 1876," I shall, on Monday, the 1st August next, hold a Court of Revision, for the purpose of hearing and determining any or all objections against the retention of any names on the Register of Voters.

Such Court will be open at 12 o'clock noon, at the Court House, Richfield.

JNO. BOWRON,
Collector.

1st June, 1881.

Qualification and Registration of Voters Act, 1876.

YALE ELECTORAL DISTRICT.

NOTICE is hereby given that in pursuance of sub-section *f* of Section 9 of the "Qualification and Registration of Voters' Act, 1876," I shall, on Monday, the 1st day of August next, hold a Court of Revision for the purpose of hearing and determining any or all objections against the retention of any names on the Register of Voters.

Such Court will be opened at 12 o'clock noon.

WALTER DEWDNEY,
Collector.

29th June, 1881.

NOTICE.

NOTICE IS HEREBY GIVEN, that we intend to make application to purchase twenty-three thousand and forty (23,040) acres of Crown Land, situate at False Head, Broughton Strait, and Rupert Arm, Quatsino Sound, Vancouver Island, British Columbia; commencing at the South-east corner post of Section No. 1, Quatsino District, situate on Rupert Arm, Quatsino Sound; thence true North, following the East boundary of said Section No. 1, 80 chains, more or less, to the North-east corner of said Section No. 1; thence true North, two miles; thence true East, nine miles; thence true North, two miles, more or less, to False Head on Broughton Strait; thence in an Easterly direction to a point on the shore of Broughton Strait, four miles, more or less; thence true South, two miles, more or less, to a point true East from the head of Rupert Arm; thence true West, nine miles, more or less, to the head of Rupert Arm; thence in a Westerly direction, following the sinuosities of the shore, to the initial point.

No mining claims or mineral lands are known to exist in the neighbourhood.

J. ROLAND HETT,
M. W. WAITT,
DONALD McLEAN,
H. S. ROEBUCK,
ARTHUR STANHOPE FARWELL.

Victoria, B.C., May 30th, 1881.

Re James K. Hockin.

PURSUANT to a Judgment of the Supreme Court of British Columbia, made in the matter of James K. Hockin, deceased, and in a cause Strouss and Bloomingdale against Leiser, the Creditors of James K. Hockin, late of Cassiar Hotel, and Saloon keeper and Warehouseman, who died on or about the 18th of March, 1880, are, on or before the 30th day of June, 1881, to send by post, pre-paid, to Mr. J. P. Walls, of Bastion street, Victoria, the Solicitor of the defendant, Simon Leiser, their Christian and surnames, addresses, and descriptions, the full particulars of their claims, and statement of their accounts, and the nature of the securities, if any, held by them; or, in default thereof, they will be peremptorily excluded from the benefit of the said judgment. Every creditor holding any security is to produce the same before the Registrar of the Supreme Court at Victoria on Thursday, the 7th day of July, 1881, at 11 o'clock in the forenoon, being the time appointed for adjudicating upon the claims.

Dated this first day of April, 1881.

JAMES C. PREVOST,
Registrar Supreme Court of British Columbia.
J. ROLAND HETT,
Solicitor, Langley street, Victoria.

PUBLIC NOTICE.

ALL PERSONS using Ditches for irrigation or other purposes along the line of the Canadian Pacific Railway are warned to take immediate steps to prevent the overflow and leakage of water through such ditches, as such leakage and overflow is liable to injure the banks and permanent way of the Railway, and for all such injury the ditch owners will be held responsible.

JOSEPH W. TRUTCH,
Dominion Government Agent.

Office of the Dominion Government Agent,
Victoria, B.C., May 30, 1881.

Notice of Sale for Delinquent taxes.

List of all arrears of Taxes due for 1880 in the Kamloops Division of Yale District.

| | |
|--|--------|
| Edgar Dewdney, Kamloops Lake, Lot 407, G. I., 100 acres..... | \$5 00 |
| Josiah L. Koster, South Thompson River, Pre-emption 1090, 320 acres | 2 66 |
| | \$7 66 |

And unless the above mentioned taxes, together with charges and costs, are sooner paid, I shall proceed to sell the parcels of land by Public Auction, at my Office, Kamloops, on Tuesday, July 5th, 1881, at 11 a.m.

G. C. TUNSTALL,
Collector.

NOTICE.

NOTICE IS HEREBY GIVEN, that the undersigned intends to apply for permission to purchase 160 acres of unsurveyed land, situated on South side of Iceberg Bay, Naas River, about one mile South-west from Mud Islands; starting at stake marked A and running East 40 chains to stake B, forming a water front; thence South, 40 chains, to stake C; thence West, 40 chains, to stake D; thence North, 40 chains, to point of starting.

I have no knowledge of any mine in vicinity of said land, or other cause why it may not be purchased by me.

A copy of this notice was placed in a conspicuous place, on above land, on February 4th, 1881.

R. G. WELLWOOD.

Greenville, Naas River,
April 27th, 1881.

LEGAL NOTES.

In the Supreme Court of British Columbia.

MULDOON v. JOHNSON.

1881, 22nd, 25th Feb.

This was an action to recover damages, laid at \$500, for a libel on the plaintiff, and for an injunction to restrain publication, and to order the defendant to get in and destroy copies of the libel already published.

The plaintiff is a Bailiff of the Sheriff of Victoria. The defendant is a debt collector. Shortly before the commencement of the action the defendant had conceived the scheme of compiling and printing a list of debtors, and had therein inserted the plaintiff's name. The list of which the plaintiff complained was headed thus:—

"Private and Confidential.

"British Columbia Trades Protection Society.

"List for the Quarter ending December, 1880."

And then followed a list of names, among which was printed the plaintiff's name,—viz., "Muldoon, W., \$8.75". At the end of the list was a notice in these words: "This list will be issued monthly hereafter." It was signed by the defendant as "Secretary," but it did not appear that there was any Society registered, nor indeed at all existing, in the ordinary sense of the word. Any person could go to the defendant's office, and on payment of one dollar, was furnished with the list, entered by the defendant as a member of the society, and was promised by the defendant to be, in addition, furnished with a copy of every subsequent list which might be published within the year, on repeating the "subscription."

22nd February. Mr. A. E. B. Davie asked *ex parte* for an injunction to restrain further sales until the hearing, and for a mandatory injunction on the defendant to get in and destroy the copies already circulated. He cited the *Prudential Assurance Company v. Knott* (10 L. R. Ch. ap.), now overruled by the case of the *Thorley Cattle Food Company v. Massam* (14 L. R. Ch. D. 764) confirmed on appeal; and *Thomas v. Williams* (14 L. R. Ch. D. 864).

SIR MATT. B. BEGBIE, C. J.—A personal libel is of a criminal nature, and perhaps, this plaintiff being an official, a criminal information would lie. It is rather a new thing, to ask for an injunction, ordering a man not to commit what is, in one point of view, a crime. Still, a libel is a civil injury which sounds in damages, as well as a crime. You may take an interim order until the 26th instant, with leave to renew your present application on the 25th instant as to the continued publication. I do not feel disposed at present to make any mandatory injunction as to copies already sold; that will be dealt with at the hearing, if at all. Notice of this order to be served on the defendant before noon to-morrow.

25th February. Mr. A. E. B. Davie now renewed his application. One witness D. (an indebted man) says that the defendant called on him at 8 a.m., demanded immediate payment, and in default, threatened to publish him everywhere, even beyond British Columbia. The defendant is a debt collector, receiving a commission on what he collects, and he uses this publication not for the public benefit but as a machine for extorting payment. Another witness, H., (in good credit) says that the defendant drew his notice to the fact of T., an alleged debtor of H.'s, being inserted in his "black list," as he called it. But, said H., "I told defendant that T. never owed me anything." It appears from the affidavits, though defendant himself swears that there is such a society, that it is not registered, nor incorporated, nor has it any constitution, or by-laws, or list of members; nor is it stated who the managers or proprietors are, other than himself. He is secretary; he alone compiles and manages, directs sales, &c.; his offices are the only offices of the "Society"; he alone takes all the purchase moneys for the sheet, which he calls "subscriptions," and a purchaser of his quarterly sheet he calls a "subscribing member of the Society." The defendant cannot produce a single instance in which he refused to sell a copy to anybody, though his clerk says that he himself did on one occasion refuse to give a copy, apparently *gratis*, to the Superintendent of Police, suspecting, as he says, a "trap." What "trap?" Does the editor of the *Colonist*, or of the *Standard*, suspect a "trap" if anybody, subscriber or

not, or Superintendent of Police or not, asks him to lend or give a copy of his periodical? This single affidavit, filed on behalf of the defendant, shows how thoroughly he was aware of the "mala fides" of the scheme. He cited *Getting v. Pott* (3 C. & P. 160); 1 Amer. leading cases, 194; *Thorley's Cattle Food Company v. Massam* (U. S.); *Saxby v. Easterbrooke* (3 C. P. Div. 342).

Mr Drake for the defendant. All the cases show that the Court will not interfere to restrain injurious statements as to property until the libel be affirmed by a jury. *Saxby v. Easterbrooke* (3 C. P. D. 342). Lord Coleridge has expressed an opinion that the Judicature Acts do not extend the jurisdiction as to injunctions—i. e., do not enable them to be issued now where they would not issue formerly. This is a privileged communication (Fou'kard, Law of Libel, 289), being issued only to subscribers. The defendant on his oath alleges that any copies otherwise obtained must have been obtained on misrepresentation, and denies that he expressed himself as mentioned in D's affidavit. He cited *Getting v. Pott* (1 C. & P. 160); and 1 Amer. leading cases, 194. In *Saxby v. Easterbrooke*, the injunction was asked at nisi prius—i. e., after a jury had found the matter complained of to be a libel.

Mr A. E. B. Davie asked leave to amend his statement of claim by inserting a claim of damages.

SIR MATT. B. BEGBIE, C.J.—How is this? When the matter was before me three days ago for an interim order, the plaintiff claimed \$500 damages.

Mr. A. E. B. Davie explained that the plaintiff had, since the interim order, amended by striking out the claim for damages.

SIR MATT. B. BEGBIE, C.J.—Is not that such an amendment as, unless by special leave, would cause the interim order to drop? Very possibly I should have hesitated to make the order, unless the plaintiff had alleged an injury. It is true, an injunction will lie to prevent mere discomfort. But this is a material alteration in your action, and the interim order is probably gone. However, take leave now to restore the claim for damages.

But to consider the main points in issue:—

1st. Whether an injunction will now lie in such a case?

2nd. Whether the insertion of the plaintiff's name be a libel?

3rd. Whether the publication is a privileged communication?

As to the first point, I do not think that Lord Coleridge, if he made any such observations as are attributed to him, meant what is contended for by the defendant; but merely that the same principles and methods are to be followed under the Judicature Acts as previously on a bill in Chancery. Formerly, a Court of Equity alone could (practically) grant an injunction, and only in some one of those cases which fell within one of Lord Redesdale's celebrated nine-fold division of the topics of Equity jurisdiction. All other cases were left to the Common Law Courts, which practically did not exercise any injunction jurisdiction, although theoretically they might (C. L. P. 1854, s. 79). But, whereas that was the case formerly, now, by sec. 3 sub-sec. 8 of the Judicature Act, this Court can grant relief by injunction in all cases in which it is deemed just; whether within Lord Redesdale's summary or not, and whether the general remedy sounds in damages or not. Accordingly, we find an injunction granted to restrain a landlord's distress for rent (*Shaw v. Earl of Jersey*, 4 C. P. D. 123); injurious misrepresentation of an article of manufacture (*Thorley's Cattle Food case*, U. S., *Thomas v. Williams*, U. S.); and after as well as before judgment (*Anglo-Italian Bank v. Davies*, 9 L. R. Ch. D. 275, and see especially the M. R.'s language at p. 286). The nature and description of the cases in which an injunction may be granted has thus been enlarged and widened; and Lord Coleridge probably intended merely to point out that in each case the Court has still to consider it in the same way as of old; the three main points being probable right in the plaintiff, probable injury at the hands of the defendant, and the balance of convenience or inconvenience; the last being of less importance than the other two, and see the observations of the M. R., in *Beddow v. Beddow* (9 Ch. Div. 89). It is as if a new sea were opened to navigators, but the methods of navigation remain the same as before. The jurisdiction formerly did not, I think, extend to libels; for, it was said, a libel is in the nature of a crime, and the Court of Chancery is not the tribunal to prevent or punish crimes. But

when a libel has a resultant money amount of damage, I do not see why an injunction is not as appropriate a relief to prevent a man from wrongfully injuring his neighbour in this way just as much as if he were injuring him in any other way; nor why it should not be granted, in a probable case, on an interlocutory application, until the question of libel or no libel be determined, just as much as the cutting of a dam or felling timber until the right to the water or to the trees is decided. The effect of the Judicature Acts is very strongly shown by contrasting the case of the *Prudential Co. v. Knott*, decided just before these Acts came into operation, and the *Thorley Cattle Food Company's case*, decided just after those Acts. I have not been furnished with any case in which a personal libel has been so restrained. But the cases of *Thorley's Cattle Food Co.* (U. S.), and *Thomas v. Williams* (U. S.), show that the Courts have interfered to restrain quasi libels on the character of manufactured goods,—and a man's character and status are surely as deserving of protection as his goods. But it is said that the present application asks the Judge to decide whether there is a libel here, or not; and that that question is, by Fox's Act, reserved entirely for the jury, and that that was admitted in *Saxby v. Easterbrooke*. But I do not so read the Act. It only affects, in terms, criminal cases; although it is the practice by which I consider myself bound (*Parmiter's case*, 6 M. & W. 107) to follow the same rule in civil proceedings. And I fully admit, a jury may at the hearing say this is no libel. But Fox's Act contains nothing, even in criminal cases, to prevent the Judge from forming an opinion; on the contrary, Fox's Act (s. 2) expressly directs the Judge to state his opinion to the jury; and in the *Thorley* case, and in *Thomas v. Williams*, the Judges did form an opinion without a jury, and acted on it. Nor is it necessary, nor indeed competent for me now to decide whether this is a libel. All I have to see is whether there is a probability that it will at the hearing be held to be a libel. And upon the materials now before me I have a strong opinion that this publication is a libel, and that it is not privileged, though ostensibly confined to "subscribers" for a "subscriber" means anybody who will pay the defendant one dollar; and the whole list is given to every "subscriber," not those names only in which any particular "subscriber" is interested. Nobody, I think, can affect to doubt but that the character of the plaintiff, a public officer connected both with this Court and the County Court, is injuriously affected by the insertion of his name. Nobody can doubt but that this insertion gives pain, and was intended to give pain, intending further, through fear of that pain, to procure payment from the parties so named; the defendant being pecuniarily benefited out of the amounts so collected. That surely is a libel of a very dangerous and cruel description. For this is not a list of established judgment debts, nor of all debtors impartially. It contains only the names of the most helpless and insignificant debtors—all but one or two under \$100 each—the least likely to resent, and the most likely to be influenced by the injury. And mere claims appear to be treated as established debts; and in one instance at least, a claim which had been successfully disputed. At the hearing, no doubt, a jury may say the defendant has a right to inflict this pain: they may say this is not a libel. But, until they say so, I feel disposed—I think justice requires me—to interfere, and say that this conduct shall continue no longer, until a jury sanction it, and declare that they consider it equitable and proper.

[Terms were then offered, and the following order was made:—*Mr Drake* (for defendant) undertaking that defendant will not part with or publish any copies of existing lists now in his possession, and that he will in the meantime discontinue any further publication, and that he will not part with or publish any copies which may come into his possession hereafter, make no order for injunction upon this motion. This undertaking to continue till judgment in the action. Costs of all parties to be costs in the cause. Plaintiff to be at liberty to amend the writ or the endorsements thereon as he shall be advised without prejudice to the above undertaking. Liberty to apply.]

21st March.—The defendant having paid \$10 into Court, and filed a statement of defence by which and the statement of claim the ingredients of a libel were in effect admitted, judgment was, on motion of *Mr A. E. B. Davie*, entered for the plaintiff, with a perpetual injunction, and costs. *Mr. Drake* for the defendant.

NOTICE OF SALE FOR DELINQUENT TAXES.

LIST OF TAXES DELINQUENT ON 30TH JUNE, 1880.

NEW WESTMINSTER DISTRICT.

| Description of the Parcels, Sections, or Lots. | Name of owner assessed. | Description of Tax. | Amount. | School Tax. |
|--|-------------------------|---------------------|----------------|-------------|
| Lot 11, Group I. | Joseph Burr. | Real and wild. | \$ 9 06 | |
| " 27, " | J. S. McDonald. | " " | 8 66 | |
| " 31, " | W. Johnston. | " " | 7 42 | \$ 3 00 |
| " 32, " | Thomas Gilchrist. | " " | 9 06 | |
| " 33, " | Estate F. Grelley. | " " | 9 06 | |
| " 34, " | H. Holbrook. | " " | 14 73 | |
| " 39, " | Estate Wm. Fisher. | " " | 2 20 | |
| " 49, " | Matthews & Clark. | " " | 3 34 | |
| " 51, " | Do. | " " | 5 83 | |
| " 74, " | John Cooper. | " " | 14 17 | |
| " 77, " | John French. | " " | 7 79 | |
| " 99, " | A. G. Smith. | " " | 8 80 | |
| " 155, " (part) | Gray Bros. | " " | 9 06 | |
| " 167, " | John Cooper. | " " | 12 75 | |
| " 171, " | Goon Gan. | " " | 9 92 | |
| " 173, " | Sam. Brighouse. | Real and personal. | 8 00 | 3 00 |
| " 192, " | C. T. Dupont. | Real and wild. | 9 12 | |
| " 194, " | H. McKee. | Real and personal. | 8 66 | 3 00 |
| " 204, " | Mrs. Lynn. | Real. | 5 00 | |
| " 218, " | A. Jackson. | Real and wild. | 9 46 | 3 00 |
| " 232, " | A. Johnston. | " " | 11 39 | 3 00 |
| " 271, " | Wm. Bridge. | Real. | 5 00 | |
| " 321, " | Hugh Mcree. | " " | 3 34 | |
| " 411, " | M. Keleher. | " " | 3 33 | |
| " 421, " | Beaconsfield Copper Co. | Real and wild. | 22 60 | |
| " 422, " | H. Warner. | " " | 6 60 | |
| " 423, " | W. D. Patterson. | " " | 2 20 | |
| " 454, " | H. Peterson. | " " | 8 00 | |
| " 39, " II. | Estate H. W. Smith. | " " | 8 00 | |
| " 46, " | Estate Wm. Fisher. | " " | 8 50 | |
| 1/2 lots 47 and 48, Group II. | E. L. Derby. | Real. | 2 00 | |
| Lot 118, Group II. | C. B. Sword. | " " | 16 00 | 3 00 |
| " 203, " | A. Churton. | Real and wild. | 7 63 | |
| " 204, " | Estate John Couch. | " " | 8 64 | |
| " 205, " | C. B. Sword. | Real. | 3 33 | |
| " 206, " | Wm. Rowe. | " " | 2 00 | 3 00 |
| " 207, " | C. M. Nicholson. | Real and wild. | 9 54 | |
| " 213, " | Wm. Knight. | Real. | 2 00 | |
| " 221, " | David Airth. | " " | 2 00 | |
| " 404, " | S. Passmore. | " " | 5 00 | 3 00 |
| " 446, " | Joseph Luckman. | " " | 2 00 | 3 00 |
| " 447, " | J. Walker. | " " | 2 00 | 3 00 |
| " 165, " III. | C. B. Sword. | Real. | 10 00 | |
| S.W. 1/4 Section 5, Township 13. | A. Johnston. | Real and wild. | 8 53 | |
| S.W. 1/4 " | Henry Barker. | Real. | 2 50 | |
| W. 1/2 " | A. McLean. | " " | 3 33 | 3 00 |
| N.E. 1/4 " | Geo. Pittendrigh. | " " | 53 | 3 00 |
| 1/2 S.W. 1/4 " | B. Brussoe. | Real and wild. | 8 53 | |
| 1/2 S.E. 1/4 " | S. McDonald. | Real. | 12 66 | |
| S.W. 1/4 " | 903. | S. Passmore. | 2 00 | |
| N.W. 1/4 " | 835. | J. Handcock. | 8 53 | 3 00 |
| Pre-emption 115. | 1,100. | John Elliott. | " " | 8 53 |
| " 142. | 1,169. | John Thomas. | " " | 8 53 |
| " 160. | 1,225. | W. Eaton. | Real. | 3 33 |
| " 647. | 1,302. | G. Pittendrigh. | " " | 11 66 |
| " 653. | 1,305. | S. W. Lehman. | " " | 2 00 |
| " 903. | 1,307. | James Cromarty. | Real and wild. | 8 53 |
| " 835. | 1,356. | A. McLean, Jr. | " " | 8 53 |
| " 1,100. | 1,439. | Geo. H. Armstrong. | " " | 8 53 |
| " 1,169. | 1,506. | Frank Arnold. | " " | 9 06 |
| " 1,225. | 1,532. | J. S. Clute. | " " | 8 53 |
| " 1,302. | 1,550. | Ah Lett. | Real. | 2 00 |
| " 1,305. | 1,546. | John Wells. | Real and wild. | 8 53 |
| " 1,307. | 1,554. | Estate E. Williams. | " " | 9 06 |
| " 1,356. | 1,557. | F. Passingham. | " " | 8 53 |
| " 1,439. | 1,575. | John Mooney. | " " | 8 53 |
| " 1,506. | 1,580. | W. Pollard, Sr. | " " | 8 53 |
| " 1,532. | 1,579. | W. Pollard, Jr. | " " | 8 53 |
| " 1,550. | 1,584. | Joseph Hall. | " " | 8 53 |
| " 1,553. | 1,587. | H. A. Perkins. | " " | 8 53 |
| " 1,546. | 1,594. | John McKillop. | " " | 8 53 |
| " 1,554. | 1,605. | W. F. Tolmie, Jr. | " " | 8 53 |
| " 1,557. | 1,606. | H. E. Sturt. | " " | 8 86 |
| " 1,575. | 1,607. | S. Robinson. | Real. | 44 10 |
| " 1,580. | 1,608. | Estate J. Thompson. | " " | 16 |
| " 1,579. | 1,610. | W. A. Jones. | " " | 17 |
| " 1,584. | 1,620. | Geo. Brew. | " " | 3 33 |
| " 1,587. | 1,621. | Sullivan & Gold. | " " | 5 00 |
| " 1,594. | 1,622. | A. Johnston. | " " | 50 |
| " 1,605. | 1,623. | A. Churton. | " " | 4 00 |
| " 1,606. | 1,624. | A. McLean. | " " | 1 33 |
| " 1,607. | 1,625. | Unknown. | " " | 2 66 |
| Lot 1, Texada. | 2, " 1, " | J. V. Seddall. | " " | 1 00 |
| Lots 3, 4, and 5, Texada. | 4, " 2, " | Unknown. | " " | 1 00 |
| Lot 41, Hastings. | 6, " 2, " | Estate H. W. Smith. | " " | 33 |
| " 88, " | 17, " 3, " | | | |
| " 4, Block 2, Granville. | 16, " 6, " | | | |
| " 6, " 2, " | | | | |
| " 17, " 3, " | | | | |
| " 16, " 6, " | | | | |
| Sub. Lot 1, Block 1, New Westminster. | 2, " 1, " | | | |
| " 4, " 1, " | | | | |
| " 5, " 1, " | | | | |
| " 1, " 2, " | | | | |

LIST OF TAXES DELINQUENT IN NEW WESTMINSTER DISTRICT—Concluded.

| Description of the Parcels, Sections, or Lots. | Name of owner assessed. | Description of Tax. | Amount. | School Tax. |
|--|----------------------------|---------------------|---------|-------------|
| Sub-Div. Lot 1, Block 2, New Westminstr. | George Hand | Real | \$ 0 33 | |
| 2, " 2, | A. Cummings | " | 33 | |
| 3, " 2, | Unknown | " | 53 | |
| 5, " 2, | T. Hooper | " | 33 | |
| 6, " 2, | P. Jackman | " | 33 | |
| 7, " 2, | T. Harris | " | 33 | |
| 8, " 2, | S. Passmore | " | 33 | |
| 9, 10, " 2, | Unknown | " | 66 | |
| 12, " 2, | } Estate H. W. Smith | " | 1 00 | |
| 13, " 2, | | " | 1 00 | |
| 14, " 2, | } Estate Jas. Keary | " | 50 | |
| Sub. Lot 4, " 2, | | " | 1 67 | |
| 5, " 2, | } A. Churton | " | 50 | |
| 4, " 3, | | " | 50 | |
| Pt. " 7, " 3, | Estate H. W. Smith | " | 50 | |
| Pt. " 8, 9, " 3, | S. Passmore | " | 1 33 | |
| Pt. " 17, " 3, | J. V. Seddall | " | 50 | |
| " 19, " 3, | C. E. Pooley | " | 50 | |
| " 21, " 3, | Bishop Hills | " | 1 00 | |
| " 22, " 3, | Unknown | " | 1 00 | |
| Pt. " 1, " 4, | J. Palliser | " | 1 16 | |
| Pt. " 3, " 4, | R. Colston | " | 33 | |
| " 5, " 4, | C. E. Pooley | " | 50 | |
| " 8, " 4, | Bishop Hills | " | 1 00 | |
| " 9, " 4, | S. Bridgman | " | 50 | |
| Pt. " 13, " 4, | Mrs Lynn | " | 50 | |
| Pt. " 1, " 8, | Geo. Cann | " | 50 | |
| " 2, 3, " 9, | G. B. Wright | " | 3 33 | |
| " 5, 6, " 10, | H. Hogan | " | 1 00 | |
| " 13, " 10, | Lord Milton | " | 66 | |
| " 15, " 10, | Estate F. Grelley | " | 23 | |
| " 2, " 11, | John Cooper | " | 33 | |
| " 3, " 11, | Lord Milton | " | 50 | |
| " 7, " 11, | A. Bullock | " | 50 | |
| " 8, " 11, | J. McNamara | " | 50 | |
| " 9, " 11, | Unknown | " | 50 | |
| " 10, " 11, | Do. | " | 50 | |
| " 6, " 12, | Do. | " | 33 | |
| " 5, " 13, | A. Calder | " | 33 | |
| " 12, " 13, | Unknown | " | 33 | |
| " 13, " 13, | Lord Milton | " | 33 | |
| " 14, " 13, | Do. | " | 33 | |
| " 15, " 13, | Do. | " | 33 | |
| " 21, " 13, | Unknown | " | 33 | |
| " 6, " 14, | John Thomson | " | 33 | |
| " 7, 8, " 14, | A. Churton | " | 67 | |
| " 11, " 14, | C. Good | " | 33 | |

And unless the above-mentioned delinquent taxes, together with charges and costs, are sooner paid, I shall proceed to sell the parcels of land by public auction, at my office, New Westminster, on Wednesday, the 13th day of July next.

Dated 30th May, 1881.

J. C. HUGHES,
Assessor and Collector.

NOTICE OF SALE BY SHERIFF.

Pursuant to "Execution against Lands Act, 1874."

IN THE SUPREME COURT OF BRITISH COLUMBIA.

HENRY VALENTINE EDMONDS, Plaintiff,

AGAINST

S. L. THORNE (as Executor of the last Will and Testament of James O. B. Thorne, deceased), Defendant.

| DISTRICT, TOWN, OR CITY. | No. of Lot. | CONCISE DESCRIPTION OF PROPERTY. | ESTATE OR INTEREST. |
|---------------------------|---|---|---------------------|
| New Westminster District. | Lot 406, Group One Lot 408, Group One N.W. $\frac{1}{4}$ Sec. 10, Town. 12. | Containing 56 acres Do. 171 do. Do. 160 do. | Fee Simple. |

WHEN TO BE SOLD.

WHERE TO BE SOLD.

Thursday, 14th July, 1881, at 12 o'clock noon. Sheriff's Office, Columbia St., New Westminster.

JAMES MORRISON,
Sheriff.

Dated New Westminster, B. C., June 14th, 1881.